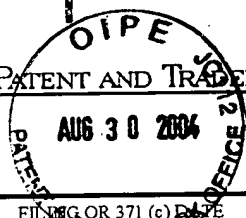


I Fw #



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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/720,039	11/20/2003	Richard M. Kream	

CONFIRMATION NO. 2539

## FORMALITIES LETTER



\*OC000000013501214\*

Dr. Richard M. Kream  
 c/o Chimeracom LLC  
 23rd Floor  
 Wall Street Plaza  
 New York, NY 10005-1875

Date Mailed: 08/11/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/31/2004 MAHME1 00000080 10720039

01 FC:2001  
 02 FC:2051

385.00 OP  
 65.00 OP

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

**SUMMARY OF FEES DUE:**

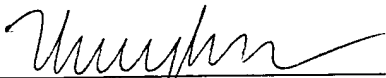
Total additional fee(s) required for this application is **\$450** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to:    Mail Stop Missing Parts  
   Commissioner for Patents  
   P.O. Box 1450  
   Alexandria VA 22313-1450

---

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial Number: 10/720,039  
Application Filed: 11/20/03  
Applicant(s): KREAM, Richard M.  
Title: Method of Transporting a Chimeric Hybrid Molecule Across the Blood  
Brain Barrier  
Art Unit: 1647  
Examiner:

**RESPONSE TO NOTICE TO FILE MISSING PARTS**

August 26, 2004

Mail Stop Missing Parts  
Commissioner of Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This responds to the enclosed Notice to File Missing Parts of Nonprovisional Application mailed 8/11/04.

The Notice incorrectly states that the statutory basic filing fee is missing. I attach the Credit Card Payment Form that was attached to the application.

The Notice incorrectly states that a copy of the "Sequence Listing" in computer readable form has not been attached. Attach a copy of the Utility Patent Application Transmittal and the return receipt card showing the transmission and receipt of two (2) CD ROM sequence listings.

I also enclose two (2) additional CD ROM sequence listings plus a check for \$450.00. As noted above, the fee was timely paid by submission of the Credit Card Payment Form and the enclosed \$450.00 check should therefore be refunded.

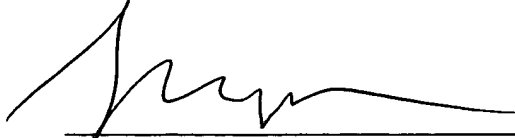
Respectfully yours,

Richard M. Kream, Ph.D.  
% Chimeracom, LLC  
Wall Street Plaza, 23<sup>rd</sup> Floor  
New York, NY 10005-1875  
Tel: 631-549-2064  
Fax: 212-344-4294

### **Certificate of Mailing**

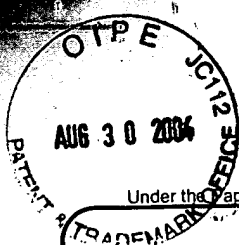
I certify that this correspondence will be deposited with the United States Post Office as first class mail with proper postage affixed in an envelope addressed to Mail Stop Missing Parts Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on the date below.

Date: August 26, 2004



---

Richard M. Kream, Ph.D.  
Applicant



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PTO/SB/05 (08-03)

Approved for use through 07/31/2006. OMB 0651-0032

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UTILITY  
PATENT APPLICATION  
TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.

First Inventor

Title

Express Mail Label No.

KREAM, Richard M.

Method of Transporting A Chimeric  
Hybrid Molecule Across the  
Blood Brain Barrier

ET922827610 US

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO:

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☒ Applicant claims small entity status.  
See 37 CFR 1.27.
3. ☒ Specification [Total Pages 35]  
(preferred arrangement set forth below)  
- Descriptive title of the invention  
- Cross Reference to Related Applications  
- Statement Regarding Fed sponsored R & D  
- Reference to sequence listing, a table,  
or a computer program listing appendix  
- Background of the Invention  
- Brief Summary of the Invention  
- Brief Description of the Drawings (if filed)  
- Detailed Description  
- Claim(s)  
- Abstract of the Disclosure
4. ☒ Drawing(s) (35 U.S.C. 113) [Total Sheets 1]
5. Oath or Declaration [Total Sheets       ]  
a. ☒ Newly executed (original or copy)  
b. ☐ Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 18 completed)  
i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s)  
name in the prior application, see 37 CFR  
1.63(d)(2) and 1.33(b).
6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or  
Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)  
a. ☒ Computer Readable Form (CRF)

b. Specification Sequence Listing on:

- i. ☒ CD-ROM or CD-R (2 copies); or  
ii. ☒ Paper

c. ☒ Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9. ☒ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement ☐ Power of  
(when there is an assignee) Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure ☐ Copies of IDS  
Statement (IDS)/PTO-1449 Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122  
(b)(2)(B)(i). Applicant must attach form PTO/SB/35  
or its equivalent.
17. ☒ Other: Credit card payment form; MPEP 707.7  
IDS cover letter with IDS forms

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation☒ Divisional☐ Continuation-in-part (CIP)

of prior application No.: 10/134,187

Prior application information:

Examiner Robert Landsman, Ph.D.

Art Unit: 1814

For CONTINUATION OF DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS



Customer Number:

OR ☒

Correspondence address below

Name	Dr. Richard M. Kream		
Address	c/o Chimeracom LLC		
	Wall Street Plaza, 23rd Floor		
City	New York	State	NY
Country	USA	Zip Code	10005-1875
	Telephone	631-549-2064	Fax
			212-344-4294

Name (Print/Type)	Richard M. Kream, Ph.D.	Registration No. (Attorney/Agent)	
Signature		Date	11/14/03

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

COPY

Receipt of the following is acknowledged:

Inventor: KREAM, Richard M.

Title: Method of Transporting ApChimeric Hybrid Analgesic  
Across the Blood Brain Barrier

Utility Patent Application Transmittal Form

Declaration for Utility of Design Patent Application

Specification

Claims

Abstract

Drawing

Sequence Listing

Information Disclosure Statement letter

Request Under MPEP 70707(j)

Statement Verifying Identity of Copies

Recordation Form

Assignment

Two (2) CD ROM sequence listings

22390 U.S. PTO

10/720039



112003